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JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jurgen Hescheler
Serial No.: 10/084,960 Group No.: 1632
Filed: 02/28/2002 Examiner: J. T. Voitach
Entitled: **Fluorescent Proteins As Cell Type Specific Reporters**

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
MAILED DECEMBER 10, 2004**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450.

Date: January 11, 2005

By: 

Mary Ellen Waite

Dear Sir or Madam:

This is in response to the Notice of Non-Compliant Amendment mailed December 10, 2004. It is not believed that any fees are necessary at this time. Applicants herewith submit a one month extension of time to respond to the Office Action. However, if any fees are due, Applicants hereby authorize the Commissioner of Patents to charge Attorney Deposit Account No. 08-1290 the fee associate with this extension and any other fees associated with this communication. Please reference Attorney Docket No.: KNAUTHE-08178 when charging the Attorney Deposit Account.

The amendments presented below are in compliance with the revised amendment format permitted in the Notice from the Office of Patent Legal Administration of the U.S. Patent and Trademark Office dated February 10, 2003, and published at 1267 OG 106 on February 25, 2003. ***Listing of the Claims*** begins on page 2 of this paper. ***Remarks*** begin on page 5 of this paper.